

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

No. C- 08-5292 MHP

JOHNNY REED,
Petitioner,

vs.

MICHAEL D. McDONALD, Warden
Respondent.

**ORDER DISMISSING
PETITION**

On September 3, 2010 this court granted one last extension of time for the filing of an amended habeas petition. Time was extended to September 30, 2010. *See* Dkt. No. 13 filed September 3, 2010. That was the last document filed in this action. No amended petition was filed nor was there any filing or further response by petitioner. Therefore, for the reasons stated in that order, advising that failure to timely file would result in dismissal of the action, and the record referred to herein,

IT IS HEREBY ORDERED that the petition in this action is DISMISSED for lack of prosecution.

Dated: May 12, 2011


MARILYN HALL PATEL
United States District Judge